

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2009-157459-001 DT

08/25/2014

HON. ROSA MROZ

CLERK OF THE COURT  
D. McGraw/A. Gonzalez  
Deputy

STATE OF ARIZONA

MARISCHA H GILLA  
BLAINE DAVID GADOW

v.

DAUNTORIAN LYDEL SANDERS (001)

MARIA L SCHAFFER  
GREGORY T PARZYCH

CAPITAL CASE MANAGER

JURY TRIAL – DAY 48 / CAPITAL CASE

COURTROOM – SCT 7D

10:33 a.m. The jury is all present in the jury room and resume their deliberations from August 21, 2014.

11:11 a.m. Court reconvenes.

State's Attorney:	Marischa Gilla
Defendant's Attorney:	Maria Schaffer and Gregory Parzych (appearing telephonically)
Defendant:	Presence Waived

Court Reporter, Monica Hill-Morrisette, is present.

A record of the proceeding is also made by audio and/or videotape.

LET THE RECORD REFLECT that the Court has received a question from the jury. Same is discussed by Court and counsel. The parties agree to the written response to be submitted to the jury.

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The Court will e-mail the written response to the Court's bailiff and same will be placed onto the jury question and provided to the jury.

11:15 a.m. Court stands at recess.

12:25 p.m. The jury takes their lunch recess.

1:26 p.m. The jury is all present in the jury room and resume their deliberations.

1:57 p.m. The Court has received a Question from the Jury.

State's Attorney:	Marischa H. Gilla
Defendant's Attorney:	Maria L. Schaffer, Gregory T. Parzych
Defendant:	Presence Waived
Court Reporter:	Monica Hill-Morrisette

Proceedings are also electronically recorded.

LET THE RECORD REFLECT Judge Mroz and defense counsel, Ms. Schaffer and Mr. Parzych, appear telephonically.

The Question and the Court's proposed Answer are read on the record.

The State objects to the Court's proposed Answer.

Arguments are presented.

The Court modifies the answer and a new answer is dictated by the Court. Division staff will send the answer to the Court via Email, for confirmation, before writing the answer on the Question form and returning it to the jury.

The Court clarifies that per the case law the Court sent to counsel, *State v. Jones*, even though that case is the subject of a pending Petition for Review, the current state of the law, per the Court of Appeals, dictates that any sentencing in Count 2 shall be concurrent to any sentence in Count 1.

2:04 p.m. Court stands at recess.

The Question/Answer are returned to the Jury.

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3:38 p.m. The Jury recess deliberations until 10:15 a.m., August 26, 2014.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>. Attorneys are encouraged to review Supreme Court Administrative Order 2011-140 to determine their mandatory participation in eFiling through AZTurboCourt.